

Environmental Protection Agency

§ 52.2723

the 2002 PM₁₀ attainment emissions inventory, attainment plan, maintenance demonstration, contingency measures, monitoring network, transportation conformity analysis and revisions to Rules 102 and 423 of the Puerto Rico Regulation for the Control of Atmospheric Pollution. On July 15, 2009, the Puerto Rico Environmental Quality Board submitted the official copy of the adopted revisions to Rules 102 and 423.

(i) Limited Maintenance Plan 24-Hour PM₁₀ National Ambient Air Quality Standards (NAAQS) for the Municipality of Guaynabo Moderate Non-attainment Area which includes amendments to Rules 102 and 423 of the Regulation for the Control of Atmospheric Pollution, approved by the Puer-

to Rico Environmental Quality Board March 5, 2009; filed with the Secretary of State April 28, 2009; effective May 28, 2009.

(A) Rule 102 Definitions, Guaynabo PM₁₀ Maintenance Area; filed with the Secretary of State April 28, 2009; effective May 28, 2009.

(B) Rule 423 Limitations for the Guaynabo PM₁₀ Maintenance Area; filed with the Secretary of State April 28, 2009; effective May 28, 2009.

[37 FR 10905, May 31, 1972, as amended at 41 FR 8968, Mar. 2, 1976; 41 FR 51017, Nov. 19, 1976; 45 FR 72658, Nov. 3, 1980; 46 FR 23417, Apr. 27, 1981; 48 FR 28271, June 21, 1983; 48 FR 48669, Oct. 20, 1983; 49 FR 38103, Sept. 27, 1984; 50 FR 7338, Feb. 22, 1985; 50 FR 15423, Apr. 18, 1985; 52 FR 38419, Oct. 16, 1987; 60 FR 28338, May 31, 1995; 62 FR 3213, Jan. 22, 1997; 75 FR 1546, Jan. 12, 2010]

§ 52.2721 Classification of regions.

The Puerto Rico plan was evaluated on the basis of the following classifications.

Air quality control region	Pollutant				
	Particulate matter	Sulfur oxides	Nitrogen dioxide	Carbon monoxide	Photochemical oxidants (hydrocarbons)
Puerto Rico	IA	IA	III	III	III

[37 FR 10905, May 31, 1972]

§ 52.2722 Approval status.

With the exceptions set forth in this subpart, the Administrator approves Puerto Rico's plans for the attainment and maintenance of national standards

under section 110 of the Clean Air Act. Furthermore, the Administrator finds that the plan satisfies all requirements of Part D, Title I, of the Clean Air Act, as amended in 1977.

§ 52.2723 EPA-approved Puerto Rico regulations.

REGULATION FOR THE CONTROL OF ATMOSPHERIC POLLUTION

Puerto Rico regulation	Commonwealth effective date	EPA approval date	Comments
PART I, GENERAL PROVISIONS			
Rule 101—Title	9/28/95	1/22/97, 62 FR 3213 ...	
Rule 102, Definitions	5/28/09	1/12/10, 75 FR 1543. ..	
Rule 103—Source Monitoring, Recordkeeping, Reporting, Sampling and Testing Methods.	9/28/95	.....do	
Rule 104—Emission Data Available to Public Participation.	9/28/95	.....do	
Rule 105—Malfunction	9/28/95	.....do	
Rule 106—Test Methods	9/28/95	.....do	

REGULATION FOR THE CONTROL OF ATMOSPHERIC POLLUTION—Continued

Puerto Rico regulation	Common-wealth effective date	EPA approval date	Comments
Rule 107—Air Pollution Emergencies	9/28/95	.....do	
Rule 108—Air Pollution Control Equipment	9/28/95	.....do	
Rule 109—Notice of Violation	9/28/95	.....do	
Rule 110—Revision of Applicable Rules and Regulations.	9/28/95	.....do	
Rule 111—Applications, Hearings, Public Notice	9/28/95	.....do	
Rule 113—Closure of a Source	9/28/95	.....do	
Rule 114—Compulsory and Optional Hearing ...	9/28/95	.....do	
Rule 115—Punishment	9/28/95	.....do	
Rule 116—Public Nuisance	9/28/95	.....do	
Rule 117—Overlapping or Contradictory Provisions.	9/28/95	.....do	
Rule 118—Segregation and Combination of Emissions.	9/28/95	.....do	
Rule 119—Derogation	9/28/95	.....do	
Rule 120—Separability Clause	9/28/95	.....do	
Rule 121—Effectiveness	9/28/95	.....do	
PART II, APPROVAL AND PERMIT			
Rule 201—Location Approval	9/28/95	.....do	
Rule 202—Air Quality Impact Analysis	9/28/95	.....do	
Rule 203—Permit to Construct a Source	9/28/95	.....do	
Rule 204—Permit to Operate a Source	9/28/95	.....do	
Rule 205—Compliance Plan for Existing Emission Sources.	9/28/95	.....do	
Rule 206—Exemptions	9/28/95	.....do	
Rule 207—Continuing Responsibility for Compliance.	9/28/95	.....do	
Rule 208—Agricultural Burning Authorized	9/28/95	.....do	
Rule 209—Modification of the Allowed Sulfur-in-Fuel Percentage.	9/28/95	.....do	
Rule 210—(Reserved) Part III, "Variance".			
PART III, VARIANCE			
Rule 301—Variances Authorized	9/28/95	.....do	
Rule 302—Emergency Variances	9/28/95	.....do	
PART IV, PROHIBITIONS			
Rule 401—Generic Prohibitions	9/28/95	.....do	
Rule 402—Open Burning	9/28/95	.....do	
Rule 403—Visible Emissions	9/28/95	.....do	
Rule 404—Fugitive Emissions	9/28/95	.....do	
Rule 405—Incineration	9/28/95	.....do	
Rule 406—Fuel Burning Equipment	9/28/95	.....do	
Rule 407—Process Sources	9/28/95	.....do	
Rule 408—Asphaltic Concrete Batching Plants	9/28/95	.....do	
Rule 409—Non-Process Sources	9/28/95	.....do	
Rule 410—Maximum Sulfur Content in Fuels	9/28/95	.....do	
Rule 412—Sulfur Dioxide Emissions: General ...	9/28/95	.....do	
Rule 413—Sulfuric Acid Plants	9/28/95	.....do	
Rule 414—Sulfur Recovery Plants	9/28/95	.....do	
Rule 415—Non-Ferrous Smelters	9/28/95	.....do	
Rule 416—Sulfite Pulp Mills	9/28/95	.....do	
Rule 417—Storage of Volatile Organic Compounds.	9/28/95	.....do	
Rule 423, Limitations for the Guaynabo PM ₁₀ Maintenance Area.	5/28/09	1/12/10, 75 FR 1543.	
PART V, FEES			
Rule 501—Permit Fees	9/28/95	1/22/97; 62 FR 3213.	
Rule 502—Excess Emission Fees	9/28/95	.....do	
Rule 503—Test Fees	9/28/95	.....do	
Rule 504—Modification	9/28/95	.....do	

[62 FR 3213, Jan. 22, 1997; 62 FR 6619, Feb. 12, 1997, as amended at 75 FR 1546, Jan. 12, 2010]